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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Khan et al.

Serial No.: 10/028,075

Filed: December 27, 2001

For: GENE REGULATOR

Confirmation No.: 1102

Examiner: To be assigned

Group Art Unit: 1632

Attorney Docket No.: 2183-5223US

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Hita
6/2/03

NOTICE OF EXPRESS MAILING

Express Mail Mailing Label Number: EV209823163US

Date of Deposit with USPS: January 14, 2003

Person making Deposit: Matthew Wooton

RESPONSE TO NOTICE TO COMPLY

Commissioner for Patents
Washington, D.C. 20231

Sir:

In connection with the above-referenced patent application, enclosed please find a copy of the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence dated November 8, 2002.

Applicants submit herewith a substitute copy of the Sequence Listing. The Sequence Listing is submitted on CD in an attempt to avoid damage occasionally associated with diskettes. A paper copy is also submitted herewith.

A Petition for Extension of Time is also enclosed with a check in the amount of \$55.00 for payment of a one-month extension.

Statement Under 37 C.F.R. §§ 1.821 Through 1.825

I, Allen C. Turner, an attorney registered to practice before the United States Patent & Trademark Office and attorney of record for this application, state that:

1. The enclosed paper copy of the substitute SEQUENCE LISTING, as well as the enclosed copy of the substitute SEQUENCE LISTING in computer readable form (CRF), are included herewith to comply with the requirements of 37 C.F.R. §§ 1.821 and/or 1.825 as requested.

2. The enclosed copy of the substitute SEQUENCE LISTING in computer readable form (CRF) is believed to be the same as the paper copy of the substitute SEQUENCE LISTING.

3. The SEQUENCE LISTINGS submitted herewith are believed to contain no "new matter" with regard to the referenced patent application.

Respectfully submitted,

Allen C. Turner
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Date: January 14, 2003
ACT/bv

Enclosures: Copy of Notice to Comply
Paper copy of Sequence Listing and CRF copy of Sequence Listing
Petition for Extension of Time
Check in the amount of \$55.00

Document in ProLaw